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File No. Misc. Orders 48

Legal DEPARTMENT

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Subject:—

Miscellaneous Orders.

Miscellaneous Orders of the Government

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File No. Misc. Orders 48

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C O N T E N T S

Legal Department File No. Misc. Orders/48.

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No.

Associations of Government Employees other than those of Industrial Employees Recognition of -

1/2.

GOVERNMENT OF BOMBAY.

POLITICAL AND SERVICES DEPARTMENT.

Resolution No. 1002/46.

Bombay Castle, 15th December 1947.

For further orders in the matter, File see See P & S.D. Cir. No.1002/46 dt./20-10-49. (Misc.Orders/4/4).

Government is pleased to issue the accompanying rules regulating the recognition of associations of Government servants other than those to which special rules for industrial employees apply. These rules supersede the rules appended to Government Resolution, Political and Reforms Department, No.1302/33-(Fin), dated the 22nd December 1934.

By order of the Governor of Bombay,

I.H.TAUNTON.

Chief Secretary to the Government of Bombay, Political and Services Department.

The Private Sec.to Governor.

Accompaniment to Government Resolution, Political and Services Department No. 1002/46, dated the 15th December 1947.

Rules for the recognition by Government of Associations of Government employees other than Associations to which special Rules for Industrial employees apply.

RULES.

1. Government is prepared to accord official recognition to associations of its employees, other than those in the Police and Jail Departments, which comply with the ~~consent~~ conditions set out in the following rules. Representation from such associations, whether made orally by deputation, or presented in writing, may be received by Government Officers, subject to the conditions set out in these rules, and notwithstanding anything contained in the rules relating to the submission of petitions and memorials by Government servants.

P.T.O.

Note:- Nothing in these rules shall prevent a deputation from any association being received by a Minister, if he so decides.

2. The Association, must ordinarily consist of a district class of Governments employees.

3. Every Government employee of the same class must be eligible for membership of the Association.

4. Ordinarily Government will not object to persons who are not in the active service of Government being office-holders of the association but Government reserves the right in particular cases of refusing recognition to associations of which all the office holders are not either in the active service of Government or honourably retired officers belonging to the same class of Government employees as that which the association represents.

5. (a) No representation or deputation will be received, except in connection with a matter which is, or raises questions which are, of common interest to the class represented.

(b) The Joint Councils and Committees similar to Whiteley Councils which Government will establish in the various offices and departments of the Province, will only deal with general questions affecting conditions of service of Government servants and will not deal with individual case cases. In the event of agreement not being reached between the official side and the staff side, the point at issue will be referred to arbitration.

Although individual cases cannot be dealt with by the Joint Councils and Committees individual cases of alleged victimisation of Government servants working as officials of the association will be referred to the Bombay Public Service Commission for decision.

6. The association will not have the right to strike.

7. No statement will be issued by the association to the Press without the approval of the Director of Publicity who may, if he thinks necessary, submit it to Government for orders.

8. Government may require the regular submission, for its information of copies of the rules of the association and the annual statement of its accounts and of lists of its members.

9. The Officer who is empowered to grant leave to a Government employee will, so far as is possible, grant casual leave if necessary to in employee who is a member of a recognised association to attend duly constituted meeting of the association. The grant of such leave will be subject to the exigencies of the service, of which the officer in question shall be sole judge.

10. Government may make subsidiary rules relating to the recognition of associations of classes of Government employees subordinate to it.

11. Any breach of these rules may lead to withdrawal of recognition.

For further orders, (Please See. P & S.D. on No. 1002/46 dt. 20th May 1948)

(B.I.No. 6964/ 2-6-48.

7. Backward Classes.

Classification of -

Use of word" Rohit" for the words "Chamar" or "Khalpa" in vogue in Gujarat denominating the Community of the tanners among Harijans.

GOVERNMENT OF BOMBAY.

Education and Industries Department.

Resolution No. S. 170

Bombay Castle, 3rd May 1948.

Read Letter from the Backward Class Officer, Bombay Province Poona, No.B.C.26/45/10, dated the 10th January 1948:-

A copy of Resolution No. 10 passed by the Backward Class Board at its 45th meeting held on 13th September 1947 at Poona at the instance of Mr. P.L.Majumdar is enclosed.

"2 Mr. Majumdar's original proposal was that the term 'Rohit' should be used to denominate the community of Tanners among the Harijans who are at present known as 'Chamars' or 'Khalpas'.

3. During the discussion of the proposal by the Board members, it was noticed that while there was a general demand from Gujarat that the terms 'Chamar' or 'Khalpa' in vogue should be replaced by the term 'Rohit' the members from other parts of the Province did not consider it necessary or desirable to introduce t change elsewhere. The Collectors of the District of Gujarat, excep the Collector of Broach, were also in favour of the x proposal. It was agreed unanimously by the Board that the change may only have effect in Gujarat and accordingly the proposal as amended by Resolution No .10 was carried.

4. I agree with the Backward Class and recomm... that the resolution passed by the Board may kindly be given effect to by substitution of the word'Rohit' in official correspondence for the present words'Chamars' or 'Khalpas' in vogue in Gujarat denomina ting the community of tanners among the Harijans.

5. Action taken by Government may kindly then be intim

intimated to me for communicating the same to the members of the Backward Class Board."

Copy of Resolution No.10.

" This Board requests Government to replace in official correspondence, the word Rohit for the present words 'Chamar' or 'Khalpa' in vogue in Gujarat to denominate the community of tanners."

RESOLUTION- Government is pleased to direct that the term of ' Rohit' should be used in official correspondence for the present terms "Chamar"and "Khalpa" which are in vogue in Gujarat, to denominate the community of tanners.

By order of the Governor of Bombay,

D.S.Joshi,

Joint Secretary to Government

G.R., No. S.170 B & I.D., dated the 3rd May 1948.

To

The Commissioners of Division,
Extra.

Submitted for informations.

DYR.

28/5.

Sd.

Associations of Government employees other than those of industrial employees.

Recognition of -

Government of Bombay.

Political and Services Department

Circular No.1002/46.

Bombay Castle, 10th May 1948.

CIRCULAR OF GOVERNMENT.

The Government of Bombay desires to draw the attention of all Associations of its employees other than those of industrial employees which were recognised prior to the 15th December 1947, to the rules issued in Government Resolution, Political and Services Department, No.1002/46, dated the 15th December 1947, and to inform them that this set of rules applies to them also and that the recognition previously granted to them is now subject to the conditions laid down in those rules which have superseded the rules issued in December 1934. Government also desires to impress on the Associations concerned that any breach of these conditions may lead to the withdrawal of recognition.

By order of the Governor of Bombay,

J.CHAVES,

for Chief Secretary to the Government of Bombay,

Political and Service Department.

DJR.

28/5.

5a.

11 Treatment of Harijans by Government servants.

GOVERNMENT OF BOMBAY.

Political and Services Department.

Circular No. 2939/46.

Bombay Castle, 19th June 1948.

Circular Of Government.

It is the ~~xxx~~ policy of the Government of Bombay to ensure hat Harijans (otherwise known as members of Scheduled Castes) get equal ights with others and to that end it has taken several measures. In urtherance of this policy Government has issued several orders from time o time, exhorting Government servants to treat Harijans fairly in their ealings with them and to see that they are not denied any rights and acilities to which members of the public in general are entitled or ny privileges specially conferred on them.

Government is now pleased to direct that all Heads of Departments and Offices and also their subordinate s should be careful to see that Harijan who come within the sphere of their Departments and offices are enabled to exercise without any impediment by Savarna Hindus all the rights and facilities accorded to them by Acts and Rules and Regulations of the Departments, e.g. admission to Schools and their treatment therein, use of wells, hotel and temple entry etc. In assessing a Government servant's efficiency, Government will take special notice of the way in which he furthers this policy of Government of removal of untouchability.

By order of the Governor of Bomba

H.D.Bhat.

Chief Secretary to the Government of Bombay, Political and Services Department

DYR.

23/5.

5a.

1546. Transferred State Servants

Pay Scales for the ———

Government of Bombay,

Political and Services Depart...,

Resolution No.2735/46.

Bombay Castle, 4th August, 1948.

In modification of the 'rders contained in Government Resolution, Political and Services Department No.2735/46, dated the 13th July 1948, Government is pleased to direct that when a State servant belonging to any class of service other than the Police Service is transferred from the State area to another State area, he should draw his pay equal to the pay which he was drawing at the time of his transfer and in addition such Compensatory allowance, not exceeding 25% of the Pay, as may be fixed by the Chief Administrator.

By order of the Governor of Bombay,

M.D.Bhat.

File No. 9966.
9/8/48.

C. ...ief Secretary to the Government of Bombay,
Political and Services Department.

DYR.

28/8.

Sc.

Lands:

Institutions.

19/20.

Grant of Government and grants in aid to.

GOVERNMENT OF BOMBAY,

REVENUE DEPARTMENT.

Resolution No. 4339/33-XI.

Bombay Castle, 30th July 1948.

Read Government Resolution, No.4339/33, dated the 25th July 1947.

RESOLUTION:- It is necessary in the general national interests to see that every thing possible is done to discourage and even to efface invidious social distinctions based on caste, creed and colour. Government is, therefore, pleased to direct, in supersession of all orders hitherto operative, regarding the granting of lands at concessional rates and the sanctioning of grants-in-aid to institutions that hereafter the granting of land at concessional rates or without public auction or the sanctioning of grants-in-aid to cultural, recreational educational, social, religious or charitable institutions, should be made subject to the condition(in addition to the other appropriate conditions) that such institutions should be or should forthwith be made open to all without any distinction of caste, creed and colour and that in case of a breach of this condition, the relevant grant of the land or the grants-in-aid would be liable to be revoked without payment of any compensation after giving one month's notice of the breach of the condition.

2. The officers concerned should be requested to see that these orders are incorporated in the relevant Manuals, etc.

For further order Please see G.R.R.D. No. 4339/33-XI dt. 11-10-48. (R.S. 1449/30-10-48. Misc. Orders)

By order of the Governor of Bombay,

V.N.Sardesai.

Secretary to Government.

DTR.

28/5. 5m.

25/26

No.BCW3/22045-J
Education and Industries Department,
Bombay Castle, 20th September 1948.

The Backward Class Officer, Poona.

Subject:- Backward Class converts to Christianity and Islam.

Educational Concessions to ——

Reference Correspondence ending with your letter No.B.C. 26/48/3, dated the 17th/19th September 1948, on the subject mentioned above. At present, members of the Backward Classes from any of the three sections, viz.,(1) scheduled Classes (2) Aboriginal and Hill Tribes and (3) Other Backward Classes on conversion to other faiths cease to belong to their original communities and as such they are not held eligible for any of the educational and other concessions provided by Government for these classes, except Thavi Bhils who follow the Muslim faith and are grouped under " Aboriginal and Hill Tribes". The question of issuing any orders in this respect does not, therefore, arise. With regard to the Thavi Bhils who are now classified as Backward, this classification should continue for a period of a one year only, but no new converts should be held eligible for any of the concessions and facilities open to the Backward Classes. You are requested to review the position in respect of Thavi Bhils at the end of this period and submit the necessary proposals to Government.

H.B.RAUCHEKAR,

Under Secretary to the Government of Bombay,
Education and Industries Department.

Copies forwarded to -

The Commissioners of Divisions,
All Collectors,
the Director of Public Instruction,
the Joint Director of Technical Education
the Director, Sir. J.J.School of Art,
the Accountant General, Bombay,
All the Departments of the Secretariat(except the Separate Department).

The Director of Industries

Notes & Submitted for information
Q. File in Miscellaneous.

DYR.
28/9.
30.